

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Peart, et al.

Serial No.: Unassigned

Group Art Unit: Unassigned

Filed: Concurrently

Examiner: Unassigned

For: DELTA9 TETRAHYDROCANNABINOL (DELTA9 THC) SOLUTION  
METERED DOSE INHALERS AND METHODS OF USE

Commissioner of Patents and Trademarks  
Alexandria, Virginia 22313

**INFORMATION DISCLOSURE STATEMENT**

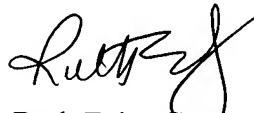
Sir:

Under the provisions of 37 C.F.R. §1.97 through §1.99 and pursuant to applicant's duty of disclosure under 37 C.F.R. §1.56, applicant respectfully brings the following documents, listed on the attached form PTO-1449's, to the attention of the Examiner in charge of the above-identified application. Copies of the listed documents can be found in the parent case (Issued Patent 6,509,005 Issued on January 21, 2003 and in a Continuation in part application US Serial Number 09/944,221.)

This citation does not constitute an admission that the references are relevant or material to the claims. They are only cited as constituting related art of which the applicant is aware.

It is respectfully requested that the documents be considered by the Examiner and formally made of record in this application.

Respectfully submitted,



Ruth Tyler-Cross

Registration No.: 45,922

703-787-9400

**INFORMATION DISCLOSURE CITATION**  
(Use several sheets if necessary)

ATTY DOCKET NO.  
02940086A

SERIAL NO.  
09/944221

APPLICANT(S)  
J. Peart et al.

FILING DATE  
9-4-01

GROUP

**U.S. PATENT DOCUMENTS**

*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

**FOREIGN PATENT DOCUMENTS**

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

**OTHER DOCUMENTS** (Including Author, Title, Date, Pertinent Pages, Etc.)

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		Dalby, R.N., et al.; Medical Devices for the Delivery of Therapeutic Aerosols to the Lungs; Inhalation Aerosols: Physical and Biological Basis for Therapy; Lung Biology in Health and disease, Vol. 94, pp. 441-451.
		Gill, E.W., et al.; Blood and Brain Levels of Delta1-tetrahydrocannabinol in mice -- The effect of 7-hydroxy-delta1-tetrahydrocannabinol; Biochemical Pharmacology, Vol. 23, pp 1140-1143, 1974.
		Joy, J.E., et al.; Marijuana and Medicine: Assessing the Science Base; Washington DC: National Academy Press; pp. 1-81.

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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

OF

-FORM PTO-1449 (Modified)  LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT  (Use several sheets if necessary)	ATTY. DOCKET NO. 98-70	SERIAL NO. 09/944221
APPLICANT: Joanne Peart et al.		
FILING DATE: 9-4-01		GROUP:

**REFERENCE DESIGNATION U.S. PATENT DOCUMENTS**

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		Olsen, J.L., Lodge, J.W., Shapiro, B.J. and Tashkin, D.P. (1976). An inhalation aerosol of $\Delta^9$ -tetrahydrocannabinol. <i>Journal of Pharmacy and Pharmacology</i> , 28:86.
		Thornton, Jacquil, (13 June 1999). Cannabis inhalers in first legal health test. <i>Electronic Telegraph, UK News Summary</i> , www.telegraph.co.UK, Issue 1479.
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<b>Notice of References Cited</b>	Application No. <b>09/944221</b>	Applicant(s) <b>JOANNE PEART ET AL.</b>	
	Examiner <b>AARON J. LEWIS</b>	Group Art Unit <b>3761</b>	Page 1 of 2

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	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS
A	4,087,546	5/1978	ARCHER ET AL.	424	283
B	4,087,547	5/1978	ARCHER ET AL.	424	283
C	4,464,378	8/1984	HUSSAIN	424	260
D	4,476,140	10/1984	SEARS ET AL.	424	283
E	4,847,290	7/1989	BURSTEIN	514	454
F	4,635,651	1/1987	JACOBS	131	270
G	5,502,076	3/1996	DIXIT ET AL.	514	510
H	5,538,993	7/1996	MECHOULAM ET AL.	514	454
I	<sup>-7</sup> 4,653,961	8/1997	MCNALLY ET AL.	424	45
J	5,683,676	11/1997	AKEHURST ET AL.	424	45
K	5,776,433	7/1998	TZOU ET AL.	424	45
L	5,804,592	9/1998	VOLICER	514	454
M	5,976,574	11/1999	GORDON	424	489

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	DOCUMENT NO.	DATE	COUNTRY	NAME	CLASS	SUBCLASS
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**NON-PATENT DOCUMENTS**

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<b>Notice of References Cited</b>				Application No. <b>09/944221</b>		Applicant(s) <b>JOANNE PEART ET AL.</b>	
				Examiner <b>AARON J. LEWIS</b>		Group Art Unit <b>3761</b>	

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A	5,980,867	11/1999	TZOU ET AL.	424	45	
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1617

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